

**United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007**

ROBERT A. KATZMANN
CHIEF JUDGE

Date: January 18, 2019
Docket #: 18-3832ag
Short Title: National Labor Relations Board v. Cayuga
Medical Center

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Agency #: 03-CA-185233
Agency: NLRB Agency #: 03-
CA-186047
Agency: NLRB Agency #: 03-
CA-185233
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CA-186047
Agency: NLRB

NOTICE OF DEFECTIVE FILING

On January 17, 2019 the LR 31.2 Scheduling Notification, on behalf of the Petitioner-Cross-Respondent Cayuga Medical Center, was submitted in the above referenced case. The document does not comply with the FRAP or the Court's Local Rules for the following reason(s):

- _____ Failure to submit acknowledgment and notice of appearance (*Local Rule 12.3*)
- _____ Failure to file the Record on Appeal (*FRAP 10, FRAP 11*)
- _____ Missing motion information statement (*T-1080 - Local Rule 27.1*)
- _____ Missing supporting papers for motion (e.g, affidavit/affirmation/declaration) (*FRAP 27*)
- _____ Insufficient number of copies (*Local Rules: 21.1, 27.1, 30.1, 31.1*)
- _____ Improper proof of service (*FRAP 25*)
 - _____ Missing proof of service
 - _____ Served to an incorrect address
 - _____ Incomplete service (*Anders v. California 386 U.S. 738 (1967)*)
- _____ Failure to submit document in digital format (*Local Rule 25.1*)
- _____ Not Text-Searchable (*Local Rule 25.1, Local Rules 25.2*), click [here](#) for instructions on how to make PDFs text searchable
- _____ Failure to file appendix on CD-ROM (*Local Rule 25.1, Local Rules 25.2*)
- _____ Failure to file special appendix (*Local Rule 32.1*)
- _____ Defective cover (*FRAP 32*)
 - _____ Incorrect caption (*FRAP 32*)
 - _____ Wrong color cover (*FRAP 32*)
 - _____ Docket number font too small (*Local Rule 32.1*)
- _____ Incorrect pagination, click [here](#) for instructions on how to paginate PDFs (*Local Rule 32.1*)

- ☐ Incorrect font (*FRAP* 32)
- ☐ Oversized filing (*FRAP* 27 (*motion*), *FRAP* 32 (*brief*))
- ☐ Missing Amicus Curiae filing or motion (*Local Rule* 29.1)
- ☐ Untimely filing
- ☐ Incorrect Filing Event
- ☒ Other: **Please file the LR 31.2 Scheduling Notification only in docket # 18-3585, uncheck the box do not spread the filing event to the consolidated appeal.**

Please cure the defect(s) and resubmit the document, with the required copies if necessary, no later than January 22, 2019. The resubmitted documents, if compliant with FRAP and the Local Rules, will be deemed timely filed.

Failure to cure the defect(s) by the date set forth above will result in the document being stricken. An appellant's failure to cure a defective filing may result in the dismissal of the appeal.

Inquiries regarding this case may be directed to 212-857-8523.